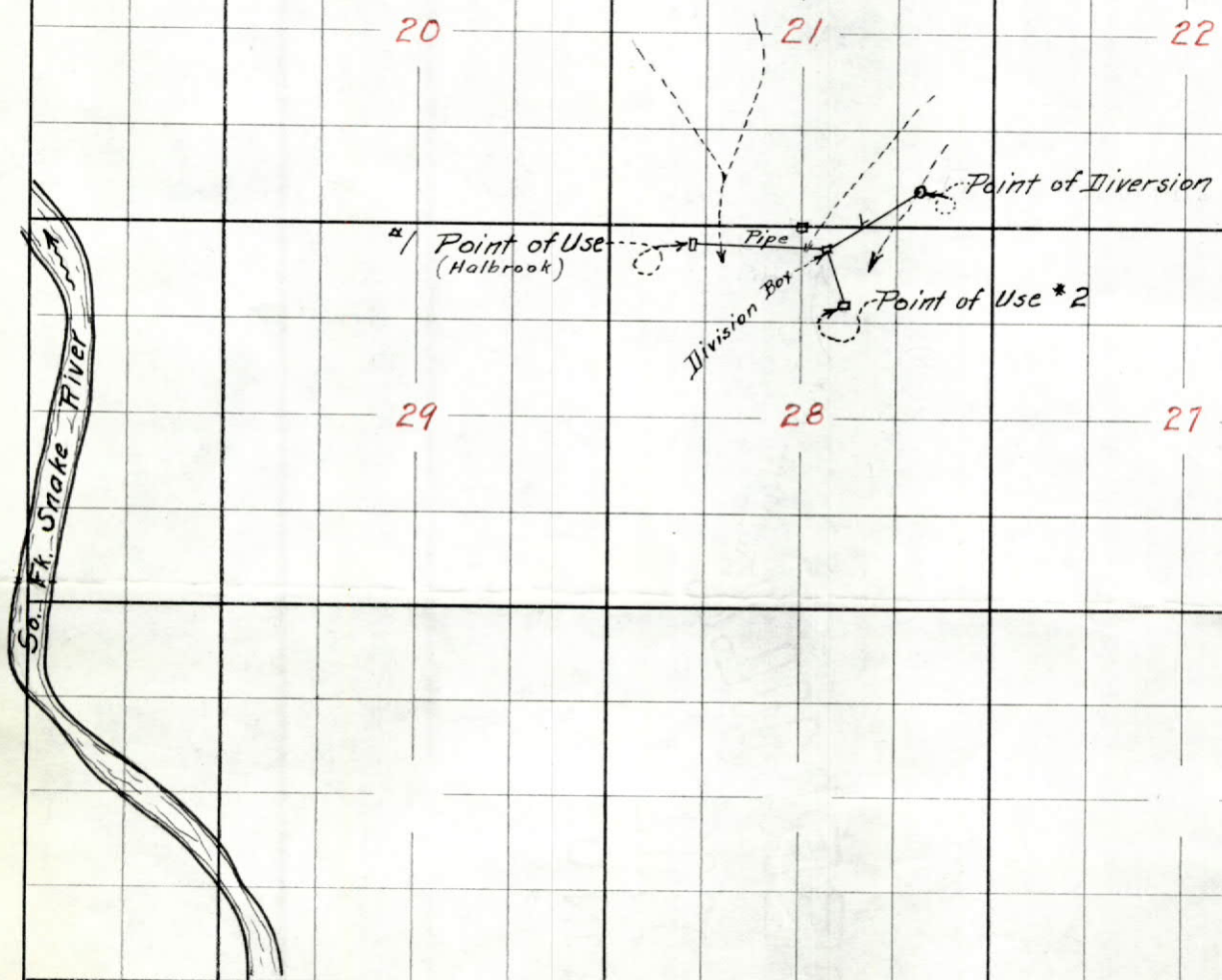




Proof of Publication

RECEIVED
DEC 10 1934
DEPARTMENT OF RECLAMATION

State of Idaho, }
County of Bonneville } ss.

I, EDWIN F. McDERMOTT

PRINCIPAL CLERK

first being duly sworn, deposes and says: That I am the of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said The Post-Register being a consolidation of The Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of the notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for four (4) consecutive weeks, first publication having been made on the 28th day of OCTOBER, 1934, last publication having been made on the 18th day of NOVEMBER, 1934, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 19th day of NOVEMBER, 1934

Notary Public.

My commission expires OCTOBER 13th, 1938

NOTICE FOR PUBLICATION
Notice of Proof Application of Water to Beneficial Use.
Notice is hereby given that at 10:00 a. m. on the 8th day of December, 1934, at Idaho Falls, County of Bonneville, State of Idaho, before O. A. Johannesen, Notary Public, proof will be submitted of the application to beneficial use of 1 second foot of the waters of springs in accordance with terms and conditions of Permit No. 17748 heretofore issued by the Commissioner of Reclamation of the State of Idaho. The name and postoffice address of the person or corporation holding said permit are Arthur R. Halbrook, Alpine Wyoming. The use to which said water has been applied is Domestic purposes. The amount applied to beneficial use is 1 cubic foot per second. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Farm Home. The name of the canal or ditch or other works by which said water is conducted to such place of use is Pipe line from springs to home. The right to take water from such works is based upon Permit No. 17748. The source of supply from which such water is diverted is Springs. The date of the priority which said user is prepared to establish is December 5, 1932.
R. W. FARIS,
Commissioner of Reclamation.
Pub. Oct. 28, Nov. 4-11-18, 1934.

17748

Arthur R Halbrook

NAME OF APPLICANT.

Rock
76: 5

Pipe line

Point of view of water

SEC 28

throughout of diversion

Permit Map No. 17748

As Approved
DEC 8 1932

R. W. FARIS

Commissioner of Reclamation

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK

17748

SYMS-YORK CO., BOISE 100988

License and Certificate of Water Right

Water District No..

Priority. December 5, 1932

THIS IS TO CERTIFY that ARTHUR R. HALLBROOK
of Alpine, Wyoming, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 5, 1932; that Permit No. 17746
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1 second ^{foot} ~~foot~~, was issued thereunder on December 14, 1933, showing that said works
were completed on the 7th day of December, 1933; and that on the 8th
day of December, 1934,

ARTHUR R. HALEROOK

of Alpine, State of Wyoming, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of Springs
, ~~and hot springs~~, for the purpose of domestic use
, under Use Permit No. 17748 of the Commissioner of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
of Licenses, at page 3818, on the 24th day of February, 1936;

The right hereby confirmed dates from December 5, 1932;

The Point of Diversion is located (unsurveyed)
in the SE 1/4 SE 1/4 Sec. 21, Twp. 2 S., R. 46 E., B. M. Bonneville County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.1 of 1 cubic ^{foot} ~~feet~~ per second.

Description and location of use: At applicant's residence.

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,
this 24th day of February, 1936.

R. W. FARIS
Commissioner of Reclamation

(SEAL)

23 2049

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 24875
Permit No. 17748
District No.

1. Name of Applicant: Arthur R. Halbrook

Postoffice address: Alpine

County: Lincoln

State: Wyoming

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 1.0 cubic feet per second.

3. Source of water supply: Springs arising approximately 52 ~~which is tributary to~~ rods west and 12 rods north of the northeast corner of Section 28.

4. Location of point of diversion: Approximately 858 feet distant from the NE corner of Section 28, T. 2 S., R. 46 E., B. M., and is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of unsurveyed land, of Section 21, T. 2 S., R. 46 E., B. M., County of Bonneville

5. Water is to be used for: Domestic purposes

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet distant from the corner of Section , T. , R. , B. M., in the of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 500.00

8. Kind of works: Pipe line

9. Height of dam feet; length of dam at top feet; length of dam at bottom feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet; dimensions of flume:

Diameter of pipe one-half inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is one years.

13. The time required for the complete application of the water to the proposed use is one additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? No If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Arthur R. Halbrook Applicant.

By _____ Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M., December 5, 1932

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 17748

Recorded in Book 64 Page 17748 Approved December 8, 1932

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before February 7, 1933 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 8, 1933

The whole of said work to be completed on or before December 8, 1933

Beneficial use of water appropriated in accordance herewith, to be made on or before December 8, 1934

Witness my hand this 8th day of December, 1932.

R. W. FARIS
Commissioner of Reclamation.

Remarks: Springs arise on unleased land.

14.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			PERMIT NO. 17784 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that ARTHUR R. HALBROOK of Alpine, County of Lincoln, and State of Wyoming, the holder of Permit No. 17748, issued upon Application No. 24875 bearing date of priority of December 5, 1932, authorizing the diversion of 1 second foot of the waters of springs, County of Bonneville, State of Idaho, for Domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1 second foot of the waters of springs; that the point of diversion of said waters is approximately 858 feet from the NE corner of Sec. 28, T. 2 S.; R. 46 E., B. M. and is in the SE¼ SE¼, of unsurveyed land, Sec. 21, T. 2 S., R. 46 E., B. M., County of Bonneville. Witness my hand this 14th day of December, A. D. 1933. R. W. FARIS Commissioner of Reclamation, Proof of Completion of Works made December 7, 1933. Certificate of Completion of Works issued December 14, 1933. LICENSE ISSUED FOR 0.1 SEC. FT. Vol. 7 Page 3818																

WATER RIGHT NUMBER 23-2049

OWNER LAST NAME - HALBROOK ✓

FIRST NAME - ARTHUR R.

ORIG OWNER -

ADDRESS LINE 1 -

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - ALPINE

STATE - WY ZIP CODE -

SOURCE - SPRINGS

TRIBUTARY OF - SINKS

STAGE - LICENSE

STATUS -

PRIORITY - 12-05-1932 COUNTY - BONNEVILLE TOTAL DIV. RATE - .1000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. - ✓ DLE/CAREY ACT - RIGHT BASIS -

DIVERSION POINT - SESE 21 02S 46E LOT 00 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

SESE 21 02S 46E LOT REDIV -

272.0 566.3 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 2.5

FROM - 00-00 TO - 00-00 USE - DOMESTIC

USE DIV. RATE - .1000 CFS USE DIV. VOLUME - .00 AFA

USE - DOMESTIC

PLACE OF USE - TWN 02S RNG 46E SEC 28 TRACT NWNW LOT AC TRACT NWNW LOT AC

DECREE NAME -

DATE - TOTAL ACRES 0

REMARKS - POI FROM ENGINEERS REPORT. SEE FILE. ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 17748

VERIFIED JDC

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

February 26, 1936

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK,
Alpine,
Wyoming

Dear Sir:

We are enclosing herewith Water License No. 17748,
issued under the above numbered permit, together with our
office receipt in the amount of \$5.00.

Very truly yours,

H. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17748

January 14, 1936

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

This is to advise you that upon receipt of a \$5.00 fee we will issue a license for 0.1 of 1 cubic foot of water per second, under the terms of the above permit.

This is in conformance with our field engineer's report covering his examination which was made on June 19, 1935.

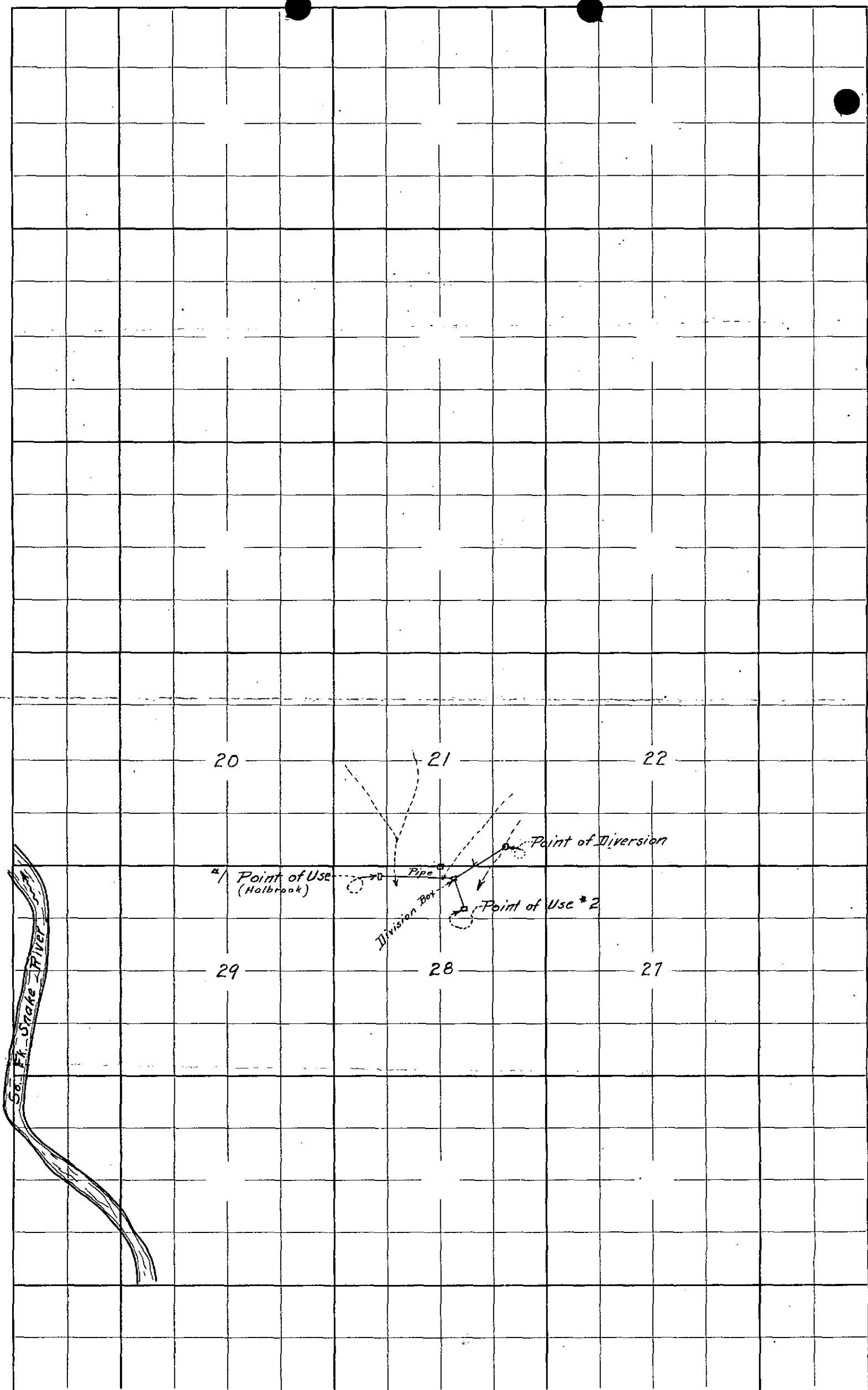
Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH/rg

17748



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

17748

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 17748

~~REPORT ON PROOF OF BENEFICIAL USE~~

ARTHUR R. HALBROOK
Alpine, Wyoming

53

Permit No. 17748

Examination for Beneficial Use

County Bonneville

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make a plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
-

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 17748

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Arthur R. Halbrook

2. Source of water supply Springs

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 21

T. 2 S. R. 46 E. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same: A small spring is diverted through 20 ft of 1" pipe to a collection box 3 ft. long, 18" wide & 18" deep. Thence 42 ft of 1½" pipe and 3000 ft of ¾" pipe to point of use.
Capacity of works does not exceed 0.1 Second Foot

5. Water is used for: Domestic purposes

6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? none

Remarks: At a point about midway of the above described line a small diversion is installed and a branch line therefrom runs about 800 ft to a second user ("2")

This examination was made on the 19th day of June, 1935

(Signed) Frederick A. Johnson
Examiner.

December 14, 1934

Re: Permit No. 17748
Arthur R. Halbrook

MR. O. A. JOHANNESEN
Attorney at Law,
Idaho Falls, Idaho

Dear Sir:

This will acknowledge receipt of the deposition of the holder, depositions of two witnesses and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made since the department has but one field engineer who makes examinations all over the state. However, Mr. Tolman, Field Engineer for this department, will contact Mr. Halbrook at the time set for examination so that he may show him over the grounds. After his report is on file in this office Mr. Halbrook will be further notified as to fees due before the issuance of his license.

Very truly yours,

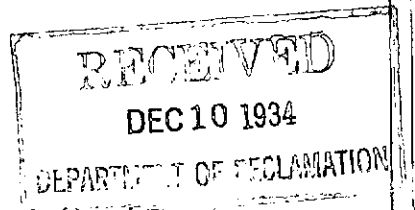
R. W. FARIS
Commissioner of Reclamation

By _____ &
Chief Clerk & Office Engr.

PLH:RO

17748

Proof of Publication



State of Idaho, }
County of Bonneville } ss.

I, **EDWIN F. McDERMOTT**

first being duly sworn, deposes and says: That I am the

PRINCIPAL CLERK

of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said The Post-Register being a consolidation of The Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eight (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of the notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said

Post-Register for four (4) consecutive weeks, first publication having been made on the 28th day of OCTOBER, 1934, last publication having been made on the 18th day of NOVEMBER, 1934, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 19th day of

NOVEMBER

1934

Notary Public.

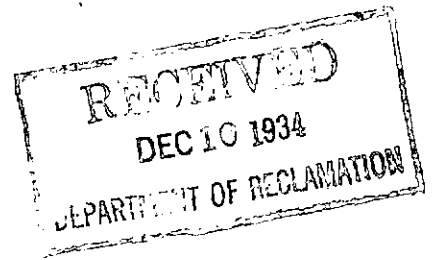
My commission expires OCTOBER 13th, 1938

NOTICE FOR PUBLICATION
Notice of Proof Application of Water to Beneficial Use.
Notice is hereby given that at 10:00 a. m. on the 8th day of December, 1934, at Idaho Falls, County of Bonneville, State of Idaho, before O. A. Johannesen, Notary Public, proof will be submitted of the application to beneficial use of 1 second foot of the waters of springs in accordance with terms and conditions of Permit No. 17748 heretofore issued by the Commissioner of Reclamation of the State of Idaho.
The name and postoffice address of the person or corporation holding said permit are Arthur R. Halbrook, Alpine Wyoming.
The use to which said water has been applied is Domestic purposes.
The amount applied to beneficial use is 1 cubic foot per second.
The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) Farm Home.
The name of the canal or ditch or other works by which said water is conducted to such place of use is Pipe line from springs to home.
The right to take water from such works is based upon Permit No. 17748.
The source of supply from which such water is diverted is Springs.
The date of the priority which said user is prepared to establish is December 5, 1932.
R. W. FARIS,
Commissioner of Reclamation,
Pub. Oct. 28, Nov. 4-11-18, 1934.

17748

O. A. JOHANNESSEN
ATTORNEY AND COUNSELOR AT LAW
IDAHO FALLS, IDAHO

December 8, 1934



Hon. R. W. Faris
Commissioner of Reclamation
Boise, Idaho

Dear Mr. Faris:

Re: Permit No. 17748-Arthur R. Halbrook

In accordance with the instructions contained in your letter of November 28, I am enclosing herewith depositions of Arthur R. Halbrook, the permittee, and depositions of Dan Mechling and Walter Pein, witnesses on behalf of the permittee, in support of the proof of the application of water to benefit use, under the above numbered permit.

I also enclose proof of publication of notice. I hope that these papers will be found in due order and satisfactory to you.

Thanking you for referring the business to me, I am

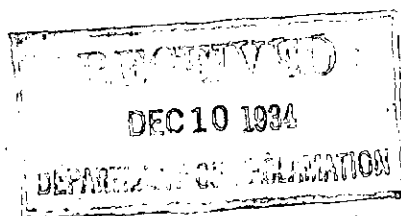
Yours very truly,

Oscar A. Johannesen
O. A. Johannesen

OAJ:RD
ENC.

17748

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO



Permit No. 17748

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Arthur R. Halbrook / Alpine, Wyoming Farmer and stock grower. Land and water is in Bonnaville County, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. No.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 17748 Dated December 5, 1932. Date of priority Dec. 5, 1932

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Natural springs located approximately 52 rods West and 12 rods North from the NE Corner of Sec. 28, Township 2 South, Range 46 EBM.

P. of div., Approximately 858 ft from NE Corner of Sec. 28 and is in SE 1/4 of Sec 21, conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. There is a frame collecting box at the springs, which is 18" wide 3' long and 18" deep into which the springs flow. From the box there is an iron pipe 3/4" in diameter for a distance of about 3 thousand ft. and from that point it is reduced to a half inch pipe for a distance of about 2 hundred ft. and connects with the buildings on the farm. The flow is approximately 4 gal. per minute.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. The water is used for domestic purposes, watering live stock and watering a small garden near dwelling.

Ques. 7. If for other than for irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. The only irrigation purposes is the watering of a small kitchen garden near dwelling.

17748

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. Not less than 1 sec. ft., but supply does not equal this amount.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. The water has been used by me for the purposes herein stated for more than 10 years last past, and I have used all of the water which the springs flow. There are two springs which are connected and called "Twin Springs"

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. All of the water of the two springs have at all times been diverted and used by me for domestic and gardening purposes.

Arthur R. Halbrook

(Sign)

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Idaho Falls, County of Bonneville, State of Idaho, on this 8th day of December, A. D. 1934.

T. H. Johansen

My commission expires March 11, 1938.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17748

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. ~~Walter Pein~~ Age 46 Bonneville County, farmer, Irwin, Idaho

Ques. 2. Are you acquainted with ~~Arthur R. Halbrook~~, the holder of Permit No. 17748? How long have you known him and where does he reside?

Ans. Yes. I have known him for 25 years. He resides on his farm in Bonneville County, in what is known as the "Grand Valley" section.

Ques. 3. Have you read or heard read said Permit No. 17748, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The water supply by two small springs located in the SE~~1~~ of Sec. 21 in Tps. 2 S, Range 46 EBM. The works consist of a wooden collecting box at the springs. This is 18 in. by 18 in. and 3 ft. long and a 3/4 in. pipe connects with the box and extends for a distance of 3 thousand ft. amount reduced to 2 inches which extends for 2 hundred feet.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. The water flowing out of the pipe is about four gallon per minute and works are ample for this. All of water in springs is collected into pipe.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. The water is used for domestic and gardening purposes and the watering of live stock.

17748

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. Not sufficient for any power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The only irrigation is a small garden near dwelling.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I visit frequently with Mr. Halbrook and always have occasion to observe the water coming on to his premises. I have frequently visited the springs and seen the works built there for the purpose of collecting the water. Have seen the garden near the dwelling house and that water has been applied to it from this source

(Signed) -

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho Falls, County of Bonneville, State of Idaho, on this day of December, A. D. 1934

My commission expires March 11, 1938

O. H. Johansen
Notary Public.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 17748

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Dan Mechling 34 years Boneville County Farmer, Irwin, Idaho

Ques. 2. Are you acquainted with Arthur R. Halbrook, the holder of Permit No. 17748? How long have you known him and where does he reside?

Ans. Yes. 11 years. He resides on his farm in Bonneville County in what is known as "Grand Valley".

Ques. 3. Have you read or heard read said Permit No. 17748, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. The water supply by two small springs located in the SE¹/₄ of Sec. 21 in Tps. 2 S, Range 46 EBM. The works consist of a wooden collecting box at the springs. This is 18 in. by 18 in. and 3 ft. long and a 3/4 in. pipe connects with the box and extends for a distance of 3 thousand ft. amount reduced to 2 in. which extends for 2 hundred ft.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. The water flowing out of the pipe is about four gallon per minute and works are ample for this. All of water in springs is collected into pipe.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. The water is used for domestic and gardening purposes and the watering of live stock.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. Not sufficient for any power.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. The only irrigation is a small garden near dwelling.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. I visit frequently with Mr. Halbrook and always have occasion to observe the water coming on to his premises. I have frequently visited the springs and seen the works built there for the purpose of collecting the water. Have seen the garden near the dwelling house and that water has been applied to it from this source.

(Signed)

Dan Mechling

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Idaho Falls, County of Bonneville, State of Idaho, on this day of December, A. D. 1934.

My commission expires March 11, 1938

Ok Johanne
Notary Public.

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE OF WATER

Re: Permit No. 17748

BOISE, IDAHO, November 28, 1934

MR. O. A. JOHANNESSEN, Notary Public
Idaho Falls,
Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. 17748

DEPOSITION OF PERMIT HOLDER, DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of rights:

1. On December 8, 1934, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Idaho Falls, Idaho before O. A. Johannesen, Notary Public

2. When the depositions have been taken, they should be mailed to this office, together with affidavit of publication of notice.

When these have been received, together with report of the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly,

R. W. FARIS
Commissioner of Reclamation.

17748

October 31, 1934

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

We are sorry to advise you that your letter dated October 19th was delivered to another department and, consequently, did not reach us until a few days ago. There would have been no objection to your offering your proof before Mr. Martin of Irwin, Idaho, who is a Justice of the Peace had we known of your desire in sufficient time so that his name could have been inserted in the notice before it was mailed to the newspaper. However, you did not mention this at the time when you mailed your papers to this office and, as we have since advised you, we took the liberty of designating Mr. Johannesen of Idaho Falls, as the person before whom proof would be offered.

Insofar as Mr. Pifer's rights in this case are concerned, they would probably have to be determined by the courts if you are unwilling to abide by the decision of the arbitrators. As far as the records of this department are concerned, he has no right to the use of the water in question, since his name was not included in the filing.

After the publication has been completed the Post Register will bill you for it's cost and you should pay this charge directly to the newspaper rather than send it to this office.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17748

property was divided.

Will Mr. Pifer have any
interest in these springs after I
prove up on them?

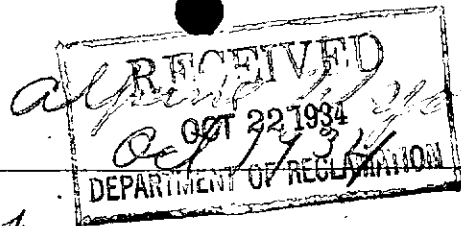
He Mr. Pifer hasn't did any
work to help make proof on
said springs.

Yours Truly

A. R. Halbrook,

P.S. Let me know what the
Publication will be.

The Publication will be
Published in the Post Register.



Mr. R. W. Farris,

Dear Sir,

Could I make my final proof
on my spring of water, before
Mr. Hewitt Martin of Irevindale
Mr. Martin is only a Justice of
the Peace, but he has had
experience of this kind while
he was a Notary.

Mr. Farris, I sold an interest in
my farm to a man by the name
of Harry Pifer, Well we finally
had Arbitrate & divided the farm

We were using said springs
that I am filing on, ^{at times} The Arbitrator
gave Mr. Pifer half interest in the
spring in dividing the property
I filed on the springs after the

October 29, 1934

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

We wish to advise you that we have a communication from Mr. O. A. Johannesen of Idaho Falls in which he states that he will be glad to act as Notary in taking your proof of beneficial use under the above numbered permit; which is to be made on December 8, 1934.

When you appear at Mr. Johannesen's office, will you please be sure that you have your permit, otherwise much of the information needed will not be available. If you are unable to locate your permit you had better obtain a copy of it prior to the date set for proof.

Very truly yours,

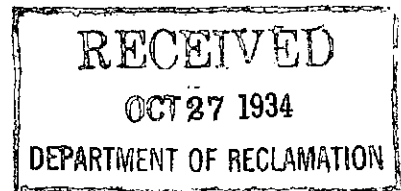
R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17748

O. A. JOHANNESSEN
ATTORNEY AND COUNSELOR AT LAW
IDAHO FALLS, IDAHO
October 26, 1934



Hon. R. W. Ferris
Commission of Reclamation
Boise, Idaho

In re; Permit No. 17748 Halbrook

Dear Mr. Ferris:

This will acknowledge receipt of your letter of October 24th, advising me that proof of beneficial use under the above permit, is to be made at my office.

I shall be very glad to take care of this matter. You will, of course, send me the necessary data in due course.

Thanking you for remembering me in the matter, I am,

Yours very truly,

A handwritten signature in cursive script, reading "Oscar A. Johannesen". The signature is written in dark ink and is positioned above the typed name.

OAJ:RD

O. A. Johannesen

17748

October 24, 1934

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

This will acknowledge receipt of notice in duplicate for publication in connection with beneficial use proof and also your authorization to have the notice published in the Post-Register of Idaho Falls, Idaho, all in connection with Permit No. 17748.

A copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to December 8, 1934. About 10 days prior to this date, depositions consisting of one for the holder and one each for two witnesses will be mailed to Mr. O. A. Johannesen, Notary Public, Idaho Falls, Idaho, so that he will have them in ample time for the proof. On the date designated you should appear at Mr. Johannesen's office with two disinterested witnesses, who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

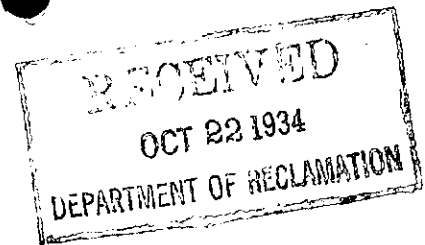
Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17748



Alpine, Wyo.
October 14, 1934.

Mr. R. W. Faris,
Commissioner of Reclamation,
Boise, Idaho.

Dear Sir:

Your letter, Form No. 9, of Oct. 3, enclosing proof of application forms to be completed in connection with my permit #17748:

I have filled out these forms except for items of time, which I will appreciate having you complete for me, and I am returning them to you herewith.

I do not know exactly what the expense of completing this application will be, so will ask you to let me know, and will forward the money to you.

Hoping you will find this in order, and thanking you for your cooperation and help in this matter, I am

Yours very truly,

Arthur R. Halbrook
Arthur R. Halbrook
Alpine, Wyo.

17748

October 24, 1934

Re: Permit No. 17748
Arthur R. Halbrook

MR. O. A. JOHANNESSEN, Attorney
Idaho Falls, Ida
Idaho

Dear Mr. Johannesen:

On the 8th day of December, at 10:00 A. M., the above mentioned party will offer proof of application of water to beneficial use under Permit No. 17748.

Notice of this proof will be given in the Post-Register of Idaho Falls.

Since the permit holder failed to designate a Notary Public, we have taken the liberty of naming you as the person before whom proof will be offered on the date above mentioned. We have advised Mr. Halbrook of this situation and instructed him to appear at your office, at that time, with two disinterested witnesses for the purpose of executing depositions which will be mailed to you in ample time for the proof.

Trusting that this will meet with your approval, we remain

Very truly yours,

ER. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:EH

177 48

Form No. 9

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

ARTHUR R. HALBROOK
Alpine, Wyoming

October 3, 1934

Dear Sir:—

I enclose herewith blank notice of proof of application of water to beneficial use under your permit No. 17748, which should be filled out and returned to this office at least 60 days before the date upon which you wish to make proof. The date for proof, as set out in your permit, is Dec. 8, 1934, and, if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Yours truly,

R. W. FARIS

CHIEF ENGINEER

Commissioner of Reclamation.

17748

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit 17748

Date October 24, 1934

POST-REGISTER
Idaho Falls,
Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to December 8, 1934, the date set for proof, the expense of the publication to be paid by the applicant,

Arthur R. Halbrook, Alpine, Wyoming
to whom you should furnish proof of publication on or prior to the date set for proof.

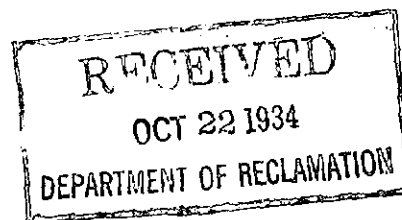
Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

R. W. FARIS

Commissioner of Reclamation

17748



NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 8, 1934.

(P. O.) Irwin, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Post-Register of Idaho Falls, Idaho, published in the county in which the works are situated.

Arthur R Halbrook

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

17748

NOTICE FOR PUBLICATION
**NOTICE OF PROOF APPLICATION OF WATER
 TO BENEFICIAL USE**

Notice is hereby given that at 10:00 a. m. on the 8th day of December, 19 34,
 at Idaho Falls, County of Bonneville, State of Idaho,
 before O. A. Johannessen, Notary Public, proof will be submitted
 of the application to beneficial use of 1 second foot ~~cubic foot per second~~ of the
 waters of springs in accordance with the terms and conditions of
 Permit No. 17748 heretofore issued by the Commissioner of Reclamation
 of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are
Arthur R. Halbrook, Alpine, Wyoming

The use to which said water has been applied is Domestic purposes

The amount applied to beneficial use is 1 cubic foot per second

The place where said water is used (if for irrigation, give full and accurate description of the
 lands irrigated) Farm Home

The name of the canal or ditch or other works by which said water is conducted to such place of use
 is Pipe line from springs to home

The right to take water from such works is based upon Permit No. 17748

The source of supply from which such water is diverted is Springs

The date of the priority which said user is prepared to establish is December 5, 1932

R. W. FARIS

Commissioner of Reclamation.

17748

December 14, 1933

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

We are enclosing herewith Certificate of Completion of Works
issued under the above numbered permit together with office receipt in
the amount of \$5.00.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Assistant Chief Clerk

G
Encl.

17748

December 13, 1933

Re: Permit No. 17748

MR. ARTHUR R. HALBROOK
Alpine,
Wyoming

Dear Sir:

This will acknowledge receipt of your affidavit for proof of completion of works and also the Postal Money Order in the amount of \$5.00, all in connection with the above permit.

What Mr. Martin told you concerning a publication being necessary at the time when beneficial use proof is offered is correct. This publication consists of a weekly insertion for four consecutive weeks, which must be prior to the date when proof is offered.

Final proof under your permit is not due until December 8, 1934. If you desire to make it at an earlier date, please advise this department at the time when you are ready to submit it and we will mail the necessary blanks.

Very truly yours,

R. W. FARIS
Commissioner of Reclamation

By _____
Chief Clerk & Office Engr.

PLH:RG

17748

17748

RECEIVED

DEC 13 1933

DEPARTMENT OF RECLAMATION

Dec 18 1933

Mr. R. W. Faris.
Dear Sir.

I have named the springs that I have
filed on Twin Springs.

Mr. Hugh C. Martin told me that
this water would have to be advertised
~~be~~ before I could make my final
proof, if so let me know.

The Idaho Falls Post Register will
take of the advertising, I believe.

I would like to have until the 15th
of May before making my final proof as
the roads will soon be blocked from ~~type~~
the deep snow we have here.

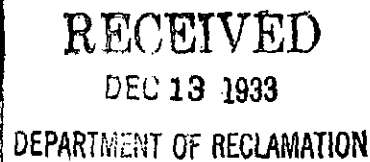
Mr. Hugh C. Martin said that he would
take care of the final for me.

Send me all the information that I need
And Oblige.

Arthur R. Halbrook

17748

Permit No.

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO,
County of Bonneville } SSArthur R. Holbrook, being first duly sworn, upon his oath deposes and says:First: That he is the holder and owner of Permit to appropriate the Public Waters of the state of Idaho, No. 17748, and that his postoffice address is Alpine, CO.
State of WyomingSecond: That the name of the stream from which said water is to be diverted is Twin SpringsThird: That the point of diversion of said water is Approximately 850 feetfrom the N.E. Cor of Sec. 18-32-20. R 46 E B 7 N 2 is in the SE 1/4 of Sec 21-32-20 R 46 E B 7 N 2 Bonneville County IdahoFourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 8, 1933Fifth: That the use for which said water is intended is Domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Tank 2 ft x 2 ft at point of diversion with
(Reservoir, dam, ditch, flume, pipe or otherwise.)Pipe line running down to farm buildingsII. Dimensions of work: 1 1/2 inch Galvanized Pipe at head(a) Height of dam no dam feet, length of dam at top feet, length of dam at bottom feet. Material used in construction

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir acre feet.(c) Size of headgate: Width feet, height feet.(d) Conduit width at bottom feet, width at water line

(State whether ditch, flume or pipe.)

feet, depth of water feet; diameter of pipe inches, average gradeper mile is feet. Length of conduit is miles.Seventh: That said works are capable of conducting to the place of intended use One
second feet of water.Eighth: That water appropriated under said permit is available for acres
of land described as follows: Ninth: Remarks: That Could not irrigate land with said streamArthur R. Holbrook
(Sign here)Subscribed and sworn to before me this 7th day of December, 1933.Hugh C. MartinMy commission expires

Notary Public.

17748

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

MR. ARTHUR R. HALBROOK
Alpine, Wyoming

Boise, Idaho, **October 14, 1933**

Dear Sir:—

Under the terms of your permit No. 17743 you are required to complete your diversion works on or before Dec. 8, 1933. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,

R. W. FARIS

Commissioner of Reclamation.

17748

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

Permit No. 17748

Boise, Idaho,
December 8, 1932

Dear Sir:

I enclose herewith above numbered permit. BE SURE AND NOTE LIMITATIONS AND CONDITIONS OF SAME as given under approval of the Commissioner of Reclamation on the third page.

Arthur R. Halbrook
Alpine, Wyoming

17748

R. W. FARIS
Commissioner of Reclamation.

Arthur R Halbrook

Point of diversion

Rough 16. ft

Pipe line

Point of water

28

29

30

Permit Map No. 17748

As Approved

DEC 5 1932

R. W. FARIS

Commissioner of Reclamation

Commissioner of Reclamation

SCALE: 2 INCHES EQUAL 1 MILE. DRAW PLAN IN INK

17748

SYMS-YORK CO., BOISE 1008